
The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, MAY 10, 2021.

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Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Garballey of Arlington in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

At the request of the Chair (Mr. Garballey), the members and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Silent Prayer.

At the request of Ms. Farley-Bouvier of Pittsfield, the members and employees stood in a moment of silent tribute to the memory of Mabel Amos Hamilton of Pittsfield, who passed away on Monday, April 26th at age 88.

Mother Mabel
Amos Hamilton.

A longtime community leader, she leaves behind a lasting legacy of supporting and organizing community members whose voices were silenced.

Mabel's professional career centered on early education, employment and disabilities advocacy. Her personal life centered around Price Memorial AME Zion Church and her beloved extended family.

Mother Mabel will be greatly missed by the entire community of Pittsfield. Those who loved and admired her work will strive to carry on her legacy.

Appointments of the Minority Leader.

The Minority Leader announced that he had made the following appointments:

That Representative Kane of Shrewsbury had been appointed as his designee (under Section 42 of Chapter 19A of the General Laws) to the Commission on Malnutrition Prevention Among Older Adults;

Malnutrition.

That Representative Pease of Westfield had been appointed as his designee (under Section 98 of Chapter 227 of the Acts of 2020) to the interagency task force to review and investigate water and ground contamination of per- and polyfluoroalkyl substances across the Commonwealth;

Water and
ground
contamination.

That Dyana Boutwell of North Reading had been appointed as his designee (under Section 79(b) of Chapter 253 of the Acts of 2020) to the model school resource officer memorandum of understanding review commission;

School
resource
officer.

That Representative Mirra of Georgetown had been appointed as his designee (under Section 92 of Chapter 358 of the Acts of 2020) to the special commission to conduct a comprehensive study relative to the impact of automation, artificial intelligence, global trade, access to new forms of data and the internet of things on the workforce, businesses and economy; and

Automation.

That Massachusetts High Technology Council, Inc. President Christopher R. Anderson had been appointed as his designee (under Section 25 of Chapter 9 of the Acts of 2021) to the special commission to study and develop recommendations on the solvency of the unemployment trust fund.

Unemployment
trust fund.

Resolutions.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Resolutions (filed by Representatives Cutler of Pembroke and Sullivan of Abington) congratulating Robert W. Hayes on the occasion of his retirement from the town of Hanson;

Robert
Hayes.

Resolutions (filed by Representatives Cutler of Pembroke, LaNatra of Kingston and Sullivan of Abington) congratulating David J. Madigan on the occasion of his retirement from the Board of Selectmen of the town of Duxbury;

David
Madigan.

Resolutions (filed by Mr. Roy of Franklin) congratulating Peter Lawrence Botchis on receiving the Eagle Award of the Boy Scouts of America; and

Peter
Botchis.

Resolutions (filed by Messrs. Roy of Franklin and Murray of Milford) congratulating Aidan Robert Dietrich on receiving the Eagle Award of the Boy Scouts of America;

Aidan
Dietrich.

Mr. Galvin of Canton, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Ms. Gifford of Wareham, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Orders.

The following order (filed by Ms. Domb of Amherst) was adopted:

Ordered, That the House hereby calls for a joint session of the two houses, conformably to the provisions of Article XLVIII (as amended by Article LXXXI) of the Amendments to the Constitution for the purpose of considering a proposal for a legislative amendment to the Constitution relative to select boards (Senate, No. 2440),— with reference to which the committee on Municipalities and Regional Government has reported that the amendment ought to pass.

Constitution,—
select boards.

The following order (filed by Mr. Moran of Boston) was adopted:

Ordered, That the House hereby calls for a joint session of the two houses, conformably to the provisions of Article XLVIII (as amended by Article LXXXI) of the Amendments to the Constitution for the purpose of considering a proposal for a legislative amendment to the Constitution to provide for no excuse absentee voting (House, No. 76),— with reference to which the committee on Election Laws has reported that the amendment ought to pass [Representative Dooley of Norfolk dissenting].

Constitution,—
absentee
voting.

The following order (filed by Ms. Domb of Amherst) was adopted:

Ordered, That the House hereby calls for a joint session of the two houses, conformably to the provisions of Article XLVIII (as amended by Article LXXXI) of the Amendments to the Constitution for the purpose of considering a proposal for a legislative amendment to the Constitution relative to the oaths and affirmations of public office (House, No. 80),— with reference to which the committee on the Judiciary has reported that the amendment ought to pass.

Constitution,—
oaths and
affirmations
of office.

The following order (filed by Mr. Jones of North Reading) was adopted:

Ordered, That the House hereby calls for a joint session of the two houses, conformably to the provisions of Article XLVIII (as amended by Article LXXXI) of the Amendments to the Constitution for the purpose of considering a proposal for a legislative amendment to the Constitution relative to prohibiting eminent domain takings (House, No. 82), — with reference to which the committee on the Judiciary has reported that the amendment ought NOT to pass.

Constitution,—
eminent
domain.

The following order (filed by Mr. O’Day of West Boylston) was adopted:

Ordered, That the House hereby calls for a joint session of the two houses, conformably to the provisions of Article XLVIII (as amended by Article LXXXI) of the Amendments to the Constitution for the purpose of considering a proposal for a legislative amendment to the Constitution to provide resources for education and transportation through an additional tax on incomes in excess of one million dollars tax on incomes in excess of one million dollars (House, No. 86), — with reference to which the committee on Revenue has reported that the amendment ought to pass.

Constitution,—
millionaires
income tax.

The following order (filed by Mr. Schmid of Westport) was adopted:

Ordered, That the House hereby calls for a joint session of the two houses, conformably to the provisions of Article XLVIII (as amended by Article LXXXI) of the Amendments to the Constitution for the purpose of considering a proposal for a legislative amendment to the Constitution relative to agricultural and horticultural lands (House, No. 91),— with reference to which the committee on Revenue has reported that the amendment ought to pass.

Constitution,—
land taxation.

Petitions.

Petitions severally were presented and referred as follows:

By Mr. Gentile of Sudbury, a petition (accompanied by bill, House, No. 3739) of Carmine Lawrence Gentile, James B. Eldridge and Michael J. Barrett (by vote of the town) that the town of Sudbury be authorized to grant an additional license for the sale of alcoholic beverages to be drunk on the premises in said town;

Sudbury,—
liquor
license.

By Ms. Kilcoyne of Northborough, a petition (accompanied by bill, House, No. 3740) of Meghan Kilcoyne and John J. Cronin (by vote of the town) that the town of Clinton be authorized to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises in said town;

Clinton,—
liquor
license.

By Representative Rogers of Norwood and Senator Rush, a joint petition (accompanied by bill, House, No. 3741) of John H. Rogers and Michael F. Rush (by vote of the town) that the town of Norwood be authorized to grant an additional license for the sale of wines and malt beverages not to be drunk on the premises in said town; and

Norwood,—
liquor
license.

By the same member, a joint petition (accompanied by bill, House, No. 3742) of John H. Rogers and Michael F. Rush (by vote of the town) relative to licenses for the sale of wines and malt beverages to be drunk on the premises in the South Norwood General Business District in the town of Norwood;

Id.

Severally to the committee on Consumer Protection and Professional Licensure.

By Mr. Donato of Medford, a petition (accompanied by bill, House, No. 3743) of Paul J. Donato, Sean Garballey and Patricia D. Jehlen (with the approval of the mayor and city council) relative to authorizing the election of a charter commission in the city of Medford;

Medford,—
charter
commission.

By Ms. Duffy of Holyoke, a petition (accompanied by bill, House, No. 3744) of Patricia A. Duffy (with the approval of the mayor and city council) relative to the office of mayor in the city of Holyoke;	Holyoke,— mayor.
By Representative Garballey of Arlington and Senator Friedman, a joint petition (accompanied by bill, House, No. 3745) of Sean Garballey and Cindy F. Friedman (by vote of the town) relative to the election of town meeting members in the town of Arlington;	Arlington,— election.
By Representative Hill of Ipswich and Senator Tarr, a joint petition (accompanied by bill, House, No. 3746) of Bradford Hill and Bruce E. Tarr (by vote of the town) relative to recall of elected officers in the town of Wenham; and	Wenham,— recall.
By Representatives Minicucci of North Andover and Nguyen of Andover, a petition (accompanied by bill, House, No. 3747) of Christina A. Minicucci and Tram T. Nguyen (by vote of the town) for legislation to amend the charter of the town of North Andover relative to town meeting warrant postings;	North Andover,— town meeting.
Severally to the committee on Election Laws.	
By Representatives Cutler of Pembroke and LaNatra of Kingston, a petition (accompanied by bill, House, No. 3748) of Josh S. Cutler and Kathleen R. LaNatra (by vote of the town) that the town of Duxbury be authorized to establish a Regional Old Colony Communications Center enterprise fund;	Duxbury,— fund.
By Representative Garballey of Arlington and Senator Friedman, a joint petition (accompanied by bill, House, No. 3749) of Sean Garballey, Cindy F. Friedman and David M. Rogers (by vote of the town) that the town of Arlington be authorized to establish senior water and sewer discounts in said town;	Arlington,— seniors.
By the same members, a joint petition (accompanied by bill, House, No. 3750) of Sean Garballey and Cindy F. Friedman (by vote of the town) that the town of Arlington be authorized to regulate new construction or major renovation projects that do not qualify as fossil fuel-free buildings;	Arlington,— buildings.
By Representative Kerans of Danvers and Senator Lovely, a joint petition (accompanied by bill, House, No. 3751) of Sally P. Kerans and Joan B. Lovely (by vote of the town) that the town of Danvers be authorized to convey and acquire certain parcels of land in said town; and	Danvers,— land.
By Mr. Puppolo of Springfield, a petition (accompanied by bill, House, No. 3752) of Angelo J. Puppolo, Jr., (with the approval of the mayor and city council) relative to outstanding fines, fees, penalties, or costs related to the use of fireworks or pyrotechnics in the city of Springfield;	Springfield,— fireworks.
Severally to the committee on Municipalities and Regional Government.	
By Ms. Fluker Oakley of Boston, a petition (accompanied by bill, House, No. 3753) of Brandy Fluker Oakley (with the approval of the mayor and city council) relative to preference for Boston high school graduates for the position of police officer in the city of Boston;	Boston,— hiring preference.
By Representative Garballey of Arlington and Senator Friedman, a joint petition (accompanied by bill, House, No. 3754) of Sean Garballey, Cindy F. Friedman and David M. Rogers (by vote of the town) relative to the appointment of retired police officers as special police officers in the town of Arlington;	Arlington,— police.
By the same members, a joint petition (accompanied by bill, House, No. 3755) of Sean Garballey, Cindy F. Friedman and David M. Rogers (by vote of the town) that Justin Brown be authorized to take the civil service examination for the position of firefighter in the town of Arlington, notwithstanding the maximum age requirement;	Arlington,— Justin Brown.
By Representative Higgins of Leominster and Senator Cronin, a joint petition (accompanied by bill, House, No. 3756) of Natalie M. Higgins and John J. Cronin	Leominster,— civil service.

(with the approval of the mayor and city council) that the city of Leominster be authorized to exempt the positions of police and police captain from the civil service law;

By Mr. Hunt of Boston, a petition (accompanied by bill, House, No. 3757) of Daniel J. Hunt (with the approval of the mayor and city council) that the Boston Retirement Board be authorized to increase the accidental disability retirement allowance payable to Harry Jean, a retired police officer of the city of Boston;

Boston,—
Harry Jean.

By the same member, a petition (accompanied by bill, House, No. 3758) of Daniel J. Hunt (with the approval of the mayor and city council) that the Boston Retirement Board be authorized to increase the accidental disability retirement allowance payable to Ryan Lenane, a retired police officer of the city of Boston;

Boston,—
Ryan
Lenane.

By the same member, a petition (accompanied by bill, House, No. 3759) of Daniel J. Hunt (with the approval of the mayor and city council) that the Boston Retirement Board be authorized to increase the accidental disability retirement allowance payable to Terry Cotton, a retired police officer of the city of Boston;

Boston,—
Terry
Cotton.

By Representative Kilcoyne of Northborough and Senator Cronin, a joint petition (accompanied by bill, House, No. 3760) of Meghan Kilcoyne and John J. Cronin (by vote of the town) that the town of Lancaster be authorized to continue the employment of Maurice Bateman, a firefighter/EMT of the fire department of said town;

Lancaster,—
Maurice
Bateman.

By the same members, a joint petition (accompanied by bill, House, No. 3761) of Meghan Kilcoyne and John J. Cronin (by vote of the town) that the town of Lancaster be authorized to continue the employment of Kevin Lamb as deputy chief of the fire department of said town;

Lancaster,—
Kevin
Lamb.

By Representative Linsky of Natick and Senator Rausch, a joint petition (accompanied by bill, House, No. 3762) of David Paul Linsky and Rebecca L. Rausch (by vote of the town) relative to authorizing special police officers in the town of Natick to serve until the age of 70;

Natick,—
special
police.

By the same members, a joint petition (accompanied by bill, House, No. 3763) of David Paul Linsky and Rebecca L. Rausch (by vote of the town) that the town of Natick be authorized to appoint Rita Silva Martins as a police officer in said town, notwithstanding the maximum age requirement;

Natick,—
Rita Silva
Martins.

By Messrs. Murphy of Weymouth and Mariano of Quincy, a petition (accompanied by bill, House, No. 3764) of James M. Murphy, Ronald Mariano and John E. Nelson (with the approval of the mayor and town council) that the retirement board of the city known as the town of Weymouth be authorized to retire Sean Murphy, a police officer in the Weymouth police department; and

Weymouth,—
Sean Murphy.

By Mr. Vargas of Haverhill, a petition (accompanied by bill, House, No. 3765) of Andres X. Vargas (with the approval of the mayor and city council) that Eric M. Cyr be authorized to take the civil service examination for the position of firefighter in the city of Haverhill;

Haverhill,—
Eric Cyr.

Severally to the committee on Public Service.

By Representative Lipper-Garabedian of Melrose and Senator Lewis, a joint petition (accompanied by bill, House, No. 3766) of Kate Lipper-Garabedian and Jason M. Lewis (with the approval of the mayor and city council) that the city of Melrose be authorized to establish a means tested senior citizen property tax exemption; and

Melrose,—
senior
property tax.

By the same members, a joint petition (accompanied by bill, House, No. 3767) of Kate Lipper-Garabedian and Jason M. Lewis (with the approval of the mayor and city council) that the city of Melrose be authorized to regulate certain property tax exemption eligibility requirements for the elderly in said city;

Id.

Severally to the committee on Revenue.

By Ms. Decker of Cambridge, a petition (accompanied by bill, House, No. 3768) of Marjorie C. Decker and Sal N. DiDomenico (with the approval of the city council) that the city of Cambridge be authorized to utilize certain land for the installation of subsurface geothermal wells. To the committee Telecommunications, Utilities and Energy.

Cambridge,—
geothermal
wells.

Severally sent to the Senate for concurrence.

Papers from the Senate.

An Order relative to the calling of a joint session of the two Houses for the purpose of considering proposals for amendments to the Constitution (Senate, No. 2446), having been adopted by the Senate, was considered forthwith; and it was adopted, in concurrence.

Joint Session
to consider
proposals.

A petition (accompanied by bill, Senate, No. 2443) of Edward J. Kennedy, Thomas A. Golden, Jr., Vanna Howard and Rady Mom (with approval of the mayor and city council) for legislation to amend Section 9 of the 1921 City of Lowell Charter, was referred, in concurrence, to the committee on Municipalities and Regional Government.

Lowell,—
election
petitions.

Order.

On motion of Mr. Mariano of Quincy,—

Ordered, That when the House adjourns today, it adjourn to meet on Thursday next at eleven o'clock A.M.

Next
sitting.

At sixteen minutes after eleven o'clock A.M., on motion of Mrs. Gifford of Wareham (Mr. Garballey of Arlington being in the Chair), the House adjourned, to meet the following Thursday at eleven o'clock A.M., in an Informal Session.